



32692

Customer Number

PATENT  
Docket No.: 59087US004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MARC PEUKER, ARNO HOHMANN,  
DIETER POSCHMANN and KERSTIN R.  
JANZ

Serial No.: 10/576,910  
Filed: October 20, 2004  
(April 24, 2006)

For: DEVICE FOR STORING AND  
DISPENSING A FLOWABLE  
SUBSTANCE

Group Art Unit:

Confirmation No. 7395

Examiner:

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

*March 6, 2007*

Date

Signature

*Judy L. Hansen*  
Judy L. Hansen

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with 37 C.F.R. Sections 1.56, 1.97 and 1.98, Applicants wish to call to the Examiner's attention the references identified on completed Form PTO-1449, which generally relate to the present invention. Copies of any cited foreign patents, non-patent literature, and unpublished US application documents are enclosed. Pursuant to the waiver in the Pre-OG Notice, dated July 25, 2003, copies of US patents and published US patent applications are no longer required and are not enclosed. It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that each reference has been considered.

03/09/2007 WASFAW 00000030 133723 10576910

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We believe that no fee is due for this submittal as a First Office Action on the merits has not been mailed prior to the filing of this Disclosure Statement, but in the event an Office Action has been mailed, please charge the requisite \$180.00 fee (pursuant to 37 C.F.R. §§ 1.97(c) and 1.17(p)) to Deposit Account No. 13-3723.

Applicants submit that the above references, whether taken alone or in combination with each other neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to the captioned application is respectfully requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter L. Olson', with a long horizontal flourish extending to the right.

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Dated: *March 6, 2007*

**INFORMATION  
DISCLOSURE  
STATEMENT**

Atty. Docket No.: 59087US004

Serial No.: 10/576,910

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Applicant(s): Marc Peuker, Arno Hohmann, Dieter Poschmann and Kerstin R. Janz

Filing Date: October 20, 2004  
(April 24, 2006)

Group:

**U.S. PATENT DOCUMENTS**

Initial	Document Number	Patent/ Publication Date	Name	Class	SubClass	Filing Date If Appropriate
	3,835,834	09/17/74	Brown et al.	128	2	
	4,534,509	08/13/85	Holzner	239	34	
	4,880,111	11/14/89	Bagwell et al.	206	209.1	
	5,535,885	07/16/96	Daniel et al.	206	484	
	5,616,337	04/01/97	Kasianovitz et al.	424	414	
	5,660,273	08/26/97	Discko, Jr.	206	229	
	6,105,761	08/22/00	Peuker et al.	206	229	
	6,116,414	09/12/00	Discko, Jr.	206	229	
	6,264,065 B1	07/24/01	Jouillat	222	94	
	6,343,929 B1	02/05/02	Fischer	433	81	
	7,097,075 B2	08/29/06	Peuker et al.	222	94	
	2002/0076671 A1	06/20/02	Evers et al.	433	90	
	2002/0122685 A1	09/05/02	Lee et al.	401	118	
	2003/0038040 A1	02/27/03	Bertl et al.	206	63.5	

**FOREIGN PATENT DOCUMENTS**

	Document Number	Patent/ Publication Date	Country	Class	SubClass	Translation	
						Yes	No
	DE 31 22 237 A1	01/05/83	Germany	B65D	85/00	Abs tract	
	DE 37 17 512 A1	12/10/87	Germany	B65D	25/08	Abs tract	
	DE 298 14 215 U1	10/15/98	Germany	B65D	75/36	Abs tract	
	DE 199 62 436 A1	07/05/01	Germany	B65D	75/60	Abs tract	
	DE 100 56 212 A1	05/23/02	Germany (corresponding US7097075)	B65D	81/32	Abs tract	
	EP 0 315 693 A1	05/17/89	EPO	B65D	33/00	X	
	EP 0 895 943 B1&A3	02/10/99	EPO (corresponding US6105761)	B65D	75/58	Abs tract	

**OTHER DOCUMENTS (Including Authors, Title, Date, Pertinent Papers, etc.)**


**EXAMINER****Date Considered**

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Based on Form PTO-FB-A820  
(Also form PTO-1449)

Patent and Trademark Office, U.S. Department of Commerce

**Serial No.: 10/576,910**

**Applicant(s): Marc Peuker, Arno Hohmann, Dieter Poschmann and Kerstin R. Janz**

**Group:**

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		Document Number	Patent/ Publication Date	Country	Class	SubClass	Translation	
							Yes	No
		WO 96/03326	02/08/96	PCT	B65D	69/00	X	
		WO 98/01360	01/15/98	PCT (corresponds to US6264065)	B65D	75/58	Abs tract	
		WO 98/09605	03/12/98	PCT	A61K	6/00	X	
		WO 02/22466	03/21/02	PCT	B65D	81/32	X	
		WO2005/040008 A1	05/06/05	PCT	B65D	81/32	X	
		1 234 573	06/03/71	United Kingdom	B65D	75/64	X	


**Date Considered**

**#284818 - 59087US004 IDS 1449**